

United States Senate

WASHINGTON, DC 20510-1604

March 23, 2007

The Honorable Kevin J. Martin
Chairman
Federal Communications Commission
445 12th Street, SW, Room 8-B201
Washington, DC 20554

Re: Docket WT 07-16

Dear Chairman Martin:

Many of my Senate colleagues and I are deeply concerned about the growing problem of pornography on the Internet. In addition, I also share the frustration of many of my constituents from Kansas, who are forced to live on the wrong side of the broadband divide – literally unconnected and unable to gain access to the educational and economic development tools available through broadband Internet access.

Given these two priorities – a porn-free Internet and a universal broadband service – I am writing to express my support for a proposal that addresses these concerns in an innovative and entrepreneurial manner, M2Z Networks' ("M2Z") application for licensing of the now fallow and un-scored 2155-2175 MHz spectrum demonstrates how the private sector can voluntarily address the epidemic of Internet pornography. Under M2Z's unique proposal, a major nationwide broadband service that is effectively filtered at the network will, for the first time, be available for parents and their children. As such, parents will not have to install their own filters – filters that often prove ineffective when tested by computer-savvy youngsters.

Several other remarkable features of M2Z's proposal deserve mention. First, the proposal contemplates a free, family-friendly broadband service which will be available to 95% of the American public within 10 years of licensing by the FCC. M2Z's proposed build-out commitment as a condition of licensing is unrivaled both in terms of its specificity and its aggressive timeline.

Moreover, I also am impressed with M2Z's willingness to fairly compensate the federal government for access to this unused spectrum. In addition to building a multi-billion dollar nationwide broadband pipe without any USF support, M2Z's entrepreneurial sponsors have committed to paying five percent of the gross revenues from their premium service to the federal treasury. Consistent with the President's 2008 budget proposal, M2Z has embraced a spectrum fee approach that ensures that the federal government benefits in direct proportion to M2Z's utilization of dormant spectrum. The fees paid each year under the graduated lease proposal in essence would render the

government an escalating beneficiary of M2Z's commercial success in the broadband marketplace. While I ~~am~~ generally supportive of auctioning spectrum, I feel that the fee arrangement proposed by M2Z will, over time, fairly compensate the public for the use of bandwidth which is otherwise of little commercial value.

Mr. Chairman, I hope that you and your fellow Commissioners will act promptly and favorably when considering M2Z's proposal to provide free, family-friendly broadband for the American public. Such action appropriately would match M2Z's groundbreaking commitment to improving competition and the public interest.

Sincerely,

A handwritten signature in blue ink, appearing to read "Sam Brownback", is displayed on a light gray rectangular background.

Sam Brownback
U.S. Senator

cc: Commissioner Michael J. Copps
Federal Communications Commission

Commissioner Jonathan S. Adelstein
Federal Communications Commission

Commissioner Deborah Taylor Tate
Federal Communications Commission

Commissioner Robert M. McDowell
Federal Communications Commission

Penny Nance, Special Advisor
Office of Strategic Planning and Policy Analysis, FCC